

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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The Department of Natural Resources is providing this report to satisfy the requirements of the "Procedures Concerning Certain Licenses Act", IC 14-11-4, and its associated administrative rule, 312 IAC 2-3. The application files are available for public inspection at the Division of Water's office in Indianapolis. Please contact the Division's Technical Services Section at (317) 232-4160 or the toll free number 1-877-928-3755 to make an appointment for file review. Photocopies may be made for a nominal charge of \$0.10 per 8 1/2 " X 11" copy.

A pre-action public hearing on an application may be requested by filing a written petition with the Director, Division of Water:

Michael W. Neyer, P.E., Director  
Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

For a petition to be considered valid it must:

1. Contain the typed or legibly printed name and complete mailing address of each petitioner;
2. Be signed by a minimum of 25 individuals who are at least 18 years old and either reside in the county where the project will take place or own real property within 1 mile of the project site;
3. Affirm that each signatory to the petition satisfies the requirements of item 2; and
4. Identify the application for which the public hearing is being requested either by the application # or the applicant's name and the project description.

A petition which does not meet these requirements will be considered invalid and the hearing request will not be granted.

A person may request that the Department provide written notice of its action on an application by filing a written request with:

Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

The request must identify the application by either the application # or the applicant's name and the project description.

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-23926

Stream : Bayou Creek

Applicant : Summit Civil Services  
Kris Mayberry  
2125 Glenview Drive  
Evansville, IN 47720-1258

Description : A 250' x 350' area will be filled. The fill will be 15' in depth and will have 3:1 sideslopes. Details of the project are contained in information and plans received at the Division of Water on September 5 2006.

Location : At the Old Henderson Road stream crossing extending west approximately 320' near Evansville, Union Township, Vanderburgh County  
NE¼, NE¼, Section 3, T 7S, R 11W, Evansville South, IN-KY Quadrangle  
Quad Code: 3708785  
UTM Coordinates: Downstream 4200050 North, 445250 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Application # : FW-23928

Stream : Ohio River

Applicant : Wimsatt Utica LLC  
George Wimsatt  
4910 Bardstown Road  
Louisville, KY 40291-1709

Description : Two seven story residential condominiums will be constructed on a solid wall foundation supported by auger cast piling. The lowest floor elevation will be 455.0 (NGVD29). Additional work includes a stabilized fill area ranging from 10' to 50' and a 5' header dock along the river to accommodate 34 boat slips. Some dredging may occur to allow access for the boatdocks. Also a concrete sidewalks will be constructed along the south and north boundaries of the project from Front Street to the filled area. Details of the project are contained in information and plans received at the Division of Water on September 6, 2006.

Location : Along the northern bank of the river near the river mile 596 at Utica, Utica Township, Clark County  
Clark Military Grant #7, Jeffersonville, IN-KY Quadrangle  
Quad Code: 3808536  
UTM Coordinates: Downstream 4243491 North, 617858 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-23964

Stream : Goose Creek

Applicant : Cass County Highway Department  
Jodi Coblentz PE  
1251 North State Road 17  
Logansport, IN 46947-8763

Description : The existing three-sided structure carrying Bartlett Street over the creek will be replaced with a cast-in-place three-sided concrete structure. The proposed structure will have a 34' clear roadway width with a 4' sidewalk on the south side of the structure. Pedestrian bridge railing will be placed along the sidewalk. Excavation will be required in the channel for placement of the footings. Riprap over geotextile fabric will be placed along the banks and channel for the length of the structure. Construction will also include minimal approach roadway work, including pavement replacement and resurfacing. Details of the project are contained in information and plans received at the Division of Water on September 6, 2006.

Location : Beginning at a point approximately 30 feet upstream and continuing to a point approximately 30 feet downstream along Goose Creek at the Bartlett Street crossing  
DOWNSTREAM: near Logansport, Clinton Township, Cass County  
SW¼, SE¼, NE¼, Section 35, T 27N, R 1E, Clymers Quadrangle  
Quad Code: 4008664  
UTM Coordinates: Downstream 4510569 North, 552584 East  
UPSTREAM:  
UTM Coordinates: Upstream 4510569 North, 552584 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-23987

Stream : St. Joseph River

Applicant : Elkhart County Indiana  
Thomas M Rushlow  
610 Steury Avenue  
Goshen, IN 46528-3011

Description : The existing precast concrete box beam bridge carrying County Road 17 over the river will be replaced with a new structure on essentially the same alignment. The proposed structure will be an earth-filled, precast concrete arch bridge with five 90' span arches. The structure will have a length of 460' and a width of 108'. The end bents and piers will be placed parallel to the stream flow and will be skewed 0 degrees with respect to the roadway. Steel sheet piling will be placed adjacent to the end bents. The existing structure will be removed to about 2' below the existing channel bottom. Construction will also include a 16' precast concrete arch near the north end of the proposed bridge and elevating the approach roadway above the existing grade. Details of the project are contained in information and plans received at the Division of Water on August 30, 2006.

Location : At the County Road 17 crossing  
DOWNSTREAM: near Goshen, Osolo Township, Elkhart County  
SE¼, NE¼, NE¼, Section 36, T 38N, R 5E, Elkhart Quadrangle  
Quad Code: 4108568  
UTM Coordinates: Downstream 4617820 North, 592474 East  
UPSTREAM: SW¼, NW¼, NW¼, Section 31, T 38N, R 6E  
  
UTM Coordinates: Upstream 4617820 North, 592474 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : FW-23990

Stream : Whitewater River

Applicant : Irving Materials, Inc  
Kevin Gibson  
1078 East Luray Road  
Springport, IN 47386-9715

Description : An existing sand and gravel pit is to be expanded, which will involve stripping overburden and extracting sand and gravel from a 26.2 acre area of which 25 acres lies within the floodplain of Whitewater River. The overburden material will be used to facilitate ongoing regrading and reclamation in the existing gravel pit. No materials will be stockpiled within the floodplain. A 200' buffer zone will be maintained between the effected area and the top of the bank of the river. Details of the project are contained in plans and information received at the Division of Water on July 21, 2006 and August 21, 2006.

Location : Beginning approximately 1000' upstream (northeast) and 200' west of the Whitewater River confluence extending 2640 upstream (northeast) and 200' west of Martindale Creek  
DOWNSTREAM: near Cambridge City, Washington Township, Wayne County  
SE¼, NE¼, Section 35, T 16N, R 12E, Cambridge City Quadrangle  
Quad Code: 3908572  
UTM Coordinates: Downstream 4406575 North, 658600 East  
UPSTREAM: NE¼, NE¼, NE¼  
  
UTM Coordinates: Upstream 4407250 North, 658800 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : FW-23991
- Stream : Laughery Creek
- Applicant : Dearborn County Commissioners  
Jeff Hughes  
215B West High Street  
Lawrenceburg, IN 47025-1909
- Description : The existing County Bridge 95 carrying Old State Road 56 over Laughery Creek will be restored to its original condition. The restoration will consist of removing and replacing the existing concrete bridge deck, sandblasting and repainting all metal parts, replacing the railing, resurface and widen the approach roads, replace the guardrail, and remove vegetation. Details of the project are contained in information and plans received at the Division of Water on September 11, 2006.
- Location : At the State Road 56 stream crossing  
near Aurora, Center Township, Dearborn County  
NE¼, SE¼, NW¼, Section 9, T 4N, R 1W, Aurora, IN-KY Quadrangle  
Quad Code: 3908418  
UTM Coordinates: Downstream 4321550 North, 683150 East
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10
- Application # : FW-23992
- Stream : Ohio River
- Applicant : Travis L Kittrell  
103 North Second Street  
Utica, IN 47130
- Description : A new single family residential dwelling will be constructed approximately 250' - 300' west of the west bank of the Ohio river at lot 137 Pearl Street, Utica, IN 47130. The dwelling will be constructed of steel girders and I-Beams resting on a solid concrete wall. The primary living quarters will be elevated to the proper height above the 100 year floodplain. All Floodway vents will be placed in accordance with all FEMA, DNR, and Utica Regulations. Details of the project are contained in information received electronically at the Division of Water on September 14, 2006.
- Location : Lot 137 Pearl Street  
at Jeffersonville, Utica Township, Clark County
- Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20539

Lake : Witmer Lake

Applicant : Duane Rowe  
Duane Rowe  
1605 East 765 South  
Wolcottville, IN 46795-9220

Description : A concrete seawall will be refaced with a layer of concrete across 53.5' of the applicant's frontage. A 11.5' concrete boat ramp will be removed and replaced with a new concrete boatwell. The boatwell will be constructed within the applicant's property boundaries. The reface layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of Water on September 11 2006.

Location : 765 South, Lot 43  
near Wolcottville, Johnson Township, LaGrange County  
SW¼, NW¼, SE¼, Section 32, T 36N, R 10E, Aurora, IN-KY Quadrangle  
Quad Code: 3908418  
UTM Coordinates: Downstream 4598925 North, 634025 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20555

Lake : Lake Wawasee

Applicant : Runaway Bay Phase 1 Building 3 Owners  
Dan Federspiel  
9405 Waterside Court  
New Haven, IN 46774

Description : Two (2) 4' wide by 10' long extensions will be added to an existing group pier. The existing group pier is 4' wide and extends 155' lakeward of the legal shoreline. The extensions will increase the pier length to 175' lakeward of the legal shoreline. Details of the project are contained in information and plans received at the Division of Water on August 24 2006, and September 11, 2006.

Location : Pier 340-C at 10095 North Turkey Creek Road; Building 3 in Runaway Bay Condominiums Phase 1  
near Syracuse, Turkey Creek Township, Kosciusko County  
NE¼, SW¼, SW¼, Section 24, T 34N, R 7E, Lake Wawasee Quadrangle  
Quad Code: 4108546  
UTM Coordinates: Downstream 4582030 North, 611321 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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- Application # : PL-20559
- Lake : Lake Wawasee
- Applicant : Main Channel Marina  
720 South Lakeside Drive  
Syracuse, IN 46567-2019
- Description : An existing timber seawall will be replaced with a vinyl sheet piling seawall across the applicant's frontage. The lakeward face of the wall will be located along the lake's legal shoreline. Details of the project are contained in information and plans received at the Division of Water on August 24 2006 and September 7, 2006.
- Location : Lake Wawasee. Syracuse Channel.  
near Syracuse, Turkey Creek Township, Kosciusko County  
NE¼, NW¼, SE¼, Section 8, T 34N, R 7E, Lake Wawasee Quadrangle  
Quad Code: 4108546  
UTM Coordinates: Downstream 4585443 North, 605652 East
- Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11
- Application # : PL-20568
- Lake : Lake Wawasee
- Applicant : Barry Hudson  
1525 South Meridian  
PO Box 701  
Portland, IN 47371-9500
- Description : A concrete seawall will be refaced with a layer of concrete across the applicant's 50' frontage. The reface layer will be keyed to the wall's lakeward face. In addition, a 6' wide concrete walkway will be constructed on top and landward of the lakeward face of the refaced wall. Details of the project are contained in information and plans received at the Division of Water on September 1, 2006 and September 11, 2006.
- Location : 9926 North Bayshore Drive, Lot 8 in Bayshore Beach Amended  
near Syracuse, Turkey Creek Township, Kosciusko County  
NW¼, NW¼, NE¼, Section 26, T 34N, R 7E, Lake Wawasee Quadrangle  
Quad Code: 4108546  
UTM Coordinates: Downstream 4581670 North, 610243 East
- Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20570

Lake : Lake Manitou

Applicant : Marjorie Burns  
1515 Ewing Road  
Rochester, IN 46975-8984

Description : A new glacial stone seawall will be constructed across 90' of the applicant's frontage. The lakeward face of the wall will be located along the lake's legal shoreline. The glacial stone seawall will replace an existing railroad tie seawall. Details of the project are contained in information and plans received at the Division of Water on September 5, 2006.

Location : 1515 Ewing Road  
near Rochester, Fulton County  
Section 9, T 30N, R 3E

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20571

Lake : Lake Wawasee

Applicant : Steve Imler  
14371 Dallas Lane  
Carmel, IN 46033

Description : A concrete seawall will be refaced with a layer of concrete across the applicant's 50' frontage. The reface layer will be keyed to the wall's lakeward face. A 36" wide concrete walkway will be constructed on top and landward of the lakeward face of the refaced wall. Details of the project are contained in information and plans received at the Division of Water on September 8, 2006.

Location : 8208 East Highland View Drive, Lots 22 1/2 & 22 in Highland View Gardens  
near Syracuse, Turkey Creek Township, Kosciusko County  
SE¼, SW¼, NW¼, Section 23, T 34N, R 7E, Lake Wawasee Quadrangle  
Quad Code: 4108546  
UTM Coordinates: Downstream 4582585 North, 609669 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20572

Lake : Oswego Lake

Applicant : BRUCE HERSBERGER  
2729 HATCHER MOUNTAIN ROAD  
SEIERVILLE, TN 37862

Description : An existing poured in place concrete seawall will be refaced across a portion of the 50' of the 50' frontage of the applicant on Oswego Lake (Channel) Lake to prevent deterioration. The refacing will consist of poured in place concrete which will be to the existing wall with 1/2" re-rod. The refacing will have a maximum thickness of 12" and will be sloped on the lakeward side. A 36" wide concrete walkway will be constructed on top and landward of the lakeward face of the refaced wall. Details of the project are contained in information received electronically at the Division of Water on September 8, 2006.

Location : 111 EMS T26B LN; Lot 15, 2nd Addition To Woods Oswego Lake Addition  
near Oswego, Plain Township, Kosciusko County

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20573

Lake : Little Barbee Lake

Applicant : Bruce S. Dunham  
34 North Roby Drive  
Anderson, IN 46012-3243

Description : An existing 60' wide, 500' long channel off Little Barbee Lake will be restored to its original condition to clean out the north /east end to allow navigation by water craft. Approximately 9,000' of accumulated muck and debris will be removed from the channel bed by dredging to a depth of 6' below the average level of the lake at the center of the channel and sloping uniformly to a depth of 3' at the shoreline. The excavated material will be transported to an upland containment area for dewatering and disposal. Water from the containment area will not be allowed to return to the lake. Details of the project are contained in information received electronically at the Division of Water on September 11, 2006.

Location : We are requesting to piggyback onto the Barbee Lakes Assn project to be started in November/2006 by Dredging Tech. This project is to clean out or drege the north/East end of the 60 foot wide channel, located in the fifth subdivision, of Shore Acres Addition. The three owners at the end of the channel want to have dredged the last 80 feet of the north/east end of the channel to a depth of 6 feet in the center and 3 feet at the edge of the sea wall. Leaves and aquatic debris is filling the end of the channel, not allowing boat traffic. My address is EMS 4, B61 H lane, Warsaw, Indiana. The Channel ends at this address.  
near Pierceton, Tippecanoe Township, Kosciusko County

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20574

Lake : Little Barbee Lake

Applicant : David A. Biesemeyer  
Bruce S Dunham  
314 EMS B61 Lane  
Warsaw, IN 46582-0000

Description : An existing 50' wide, 450' long channel off Little Barbee Lake will be restored to its original condition to clean out the north/east end. Approximately 7500' of accumulated muck and debris will be removed from the channel bed by dredging to a depth of 5' below the (legal/average normal) level of the lake at the center of the channel and sloping uniformly to a depth of 3' at the shoreline. The excavated material will be transported to an upland containment area for dewatering and disposal. Water from the containment area will not be allowed to return to the lake. Details of the project are contained in information received electronically at the Division of Water on September 12, 2006.

Location : This is the channel to Little Barbee Lake in the fourth addition of Shore Acres. Dredging will be at the North /East end of the channel that ends at the boat ramp in front of the Barbee Marina. We are asking to remove sediment and organic matter that has built up over the years. This will be for only the last 89 feet of the channel. That services the docks at the end of the channel.  
near Pierceton, Tippecanoe Township, Kosciusko County

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

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Application # : PL-20575

Lake : Hogback Lake

Applicant : James M. Brown  
2505 Highway Ave.  
Highland, IN 46322

Sherri A. Hoffman  
7445 S. State RD. 327  
Hudson, IN 46747

Description : A new seawall will be constructed along the frontage of the applicant on Hogback Lake to deter shoreline erosion. The wall will be composed of 1" to 15" diameter field stone and will be approximately 100' long. Its lakeward face will be at the legal shoreline of the lake. An existing 40' wide channel along the southwest shore of Hogback Lake will undergo maintenance dredging along 100' of the shoreline. Approximately 2' of accumulated muck and debris will be removed from the lake bed by dredging to a depth of 5' below the legal level of the lake at distance of 40' from the shoreline and uniformly sloping back to the legal level at the shoreline. The excavated material will be transported to an upland containment area for dewatering and disposal. Water from the containment area will not be allowed to return to the lake.  
Details of the project are contained in information received electronically at the Division of Water on September 14, 2006.

Location : Southwest corner of Hogback Lake in Steuben County. Access to property off of 600W.  
Near Angola, Jackson Township, Steuben County  
Section 36, T 37N, R 12E

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11